



U.S. Department of Justice

Michael J. Sullivan
United States Attorney
District of Massachusetts

Main Reception: (617) 748-3100

John Joseph Moakley United States Courthouse
1 Courthouse Way
Suite 9200
Boston, Massachusetts 02210

November 10, 2004

By FAX

Barry P. Wilson, Esq.
240 commercial Street, Suite 5A
Boston, MA 02109

Re: United States v. Eric Lino

Dear Mr. Wilson:

Please add the following individual to the government's witness list:

Dennis Maietta
Assistant Chief, Massachusetts Probation
Department - Falmouth Office.

Mr. Maietta supervised the defendant while the defendant was on state probation. Mr. Maietta will testify that the defendant provided state probation with twelve checks that purported to be paychecks from Baptiste Masonry. Mr. Maietta will provide the government with copies of the checks and the defendant's probation file on Friday (Thursday is a holiday). I will provide you with copies immediately after receiving the materials from Mr. Maietta.

I also anticipated receiving on Friday a copy of the Mashpee Police Report pertaining to the defendant's January 21, 2003 arrest for possession of cocaine and marijuana. This arrest resulted in a Superior Court case against the defendant that is pending. I will provide you a copy of the police report immediately after receiving it from the Mashpee Police Department. The government may introduce evidence of the defendant's January 21, 2003 possession of cocaine in Mashpee at his federal trial.

Attached are the notes provided by state chemist Elisabeth

Mr. Wilson
November 10, 2004
Page 2

O'Brien pertaining to the testing of cocaine in this case (along with Ms. O'Brien's cover letter)(18 pages total). Notes provided by DEA chemist Adrian S. Krawczeniuk are also attached (17 pages total).

Please contact me if you believe there are any outstanding discovery issues. Thank you.

Very truly yours,

David G. Tobin
Assistant U.S. Attorney